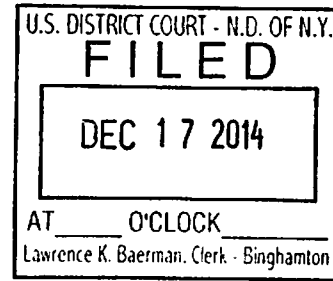


UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK



NADINE TOWNSEND,

Plaintiff,

v.

No. 1:13-cv-1600  
(TJM/TWD)

PUBLIC STORAGE, INC.,

Defendant.

THOMAS J. McAVOY  
Senior United States District Judge

DECISION and ORDER

I. INTRODUCTION

This *pro se* action was referred to the Hon. Therese W. Dancks, United States Magistrate Judge, pursuant to 28 U.S.C. § 636(b) and Local Rule N.D.N.Y. 72.3(c). In her April 30, 2014 Order and Report-Recommendation (dkt. # 4), Magistrate Judge Dancks ordered that Plaintiff's *in forma pauperis* application (dkt. # 2) be granted for purposes of filing only; denied the motion to appoint counsel (dkt. # 3); and recommended that Plaintiff's Complaint (Dkt. No. 1) be DISMISSED WITH PREJUDICE pursuant to 28 U.S.C. § 1915(e)(2)(B)(i)-(ii). Plaintiff has not filed objections to the Order and Report-Recommendation, and the time to do so has expired.

II. DISCUSSION

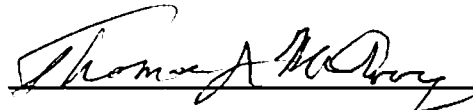
After examining the record, this Court has determined that the Order and Report-Recommendation is not subject to attack for plain error or manifest injustice.

### III. CONCLUSION

Accordingly, the Court **ADOPTS** the Order and Report-Recommendation for the reasons stated therein. Plaintiff's complaint is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B)(i)-(ii).

**IT IS SO ORDERED.**

**Dated:** December 17, 2014



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Hon. Thomas J. McAvoy, SUSDJ